

EXHIBIT C

FRANK & ASSOCIATES, P.C.

ATTORNEYS AT LAW

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Neil M. Frank

August 14, 2007

**VIA FACSIMILE (718) 741-8104 and
FIRST CLASS MAIL**

Lilliana Estrella-Castillo, Administrative Law Judge
Office of Administrative Law Judges
One Fordham Plaza, 4th Floor
Bronx, New York 10458

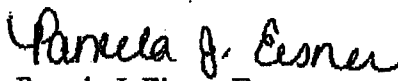
Re: June Bennett v. Kingsbridge Heights Rehabilitation Care
Center, SDHR Case No.: 10112370;
Jocelyn McCalla v. Kingsbridge Heights Rehabilitation Care
Center, SDHR Case No.: 10112373;
Juan Villalon v. Kingsbridge Heights Rehabilitation Care
Center, SDHR Case No.: 10112529

Dear Judge Estrella-Castillo:

This firm represents June Bennett, Jocelyn McCalla and Juan Villalon, Complainants in the above-referenced matters. On July 26, 2007, the Equal Employment Opportunity Commission issued Notices of Right to Sue for each Complainant, allowing them to pursue their claims in Federal Court. Copies of the Notices of Right to Sue are annexed hereto. We therefore, respectfully request the New York State Division of Human Rights grant each of the above-named Complainants a dismissal for administrative convenience, so they may pursue their claims in Federal Court and recover all the remedies provided to them under Federal Law.

Respectfully submitted,

FRANK & ASSOCIATES, P.C.


Pamela J. Eisner, Esq.

cc: Joel E. Cohen, Esq. (via facsimile and first class mail)
Client (via first class mail)

EEOC Form 181-9 (3/98)

U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

NOTICE OF RIGHT TO SUE (ISSUED ON REQUEST)

To: June Bennett
40 Woodruff Avenue Apt. 610
Brooklyn, NY 11226

From: New York District Office
33 Whitehall Street
5th Floor
New York, NY 10004

☐ On behalf of person(s) aggrieved whose identity is
CONFIDENTIAL (29 CFR §1601.7(a))

EEOC Charge No.

EEOC Representative

Telephone No.

16G-2006-03533/10112370-1B

John B. Douglass,
Supervisory Investigator

(212) 336-3765

(See also the additional information enclosed with this form.)

NOTICE TO THE PERSON AGGRIEVED:

Title VII of the Civil Rights Act of 1964 and/or the Americans with Disabilities Act (ADA): This is your Notice of Right to Sue, issued under Title VII and/or the ADA based on the above-numbered charge. It has been issued at your request. Your lawsuit under Title VII or the ADA must be filed in a federal or state court WITHIN 90 DAYS of your receipt of this notice; or your right to sue based on this charge will be lost. (The time limit for filing suit based on a state claim may be different.)

- ☒ More than 180 days have passed since the filing of this charge.
- ☐ Less than 180 days have passed since the filing of this charge, but I have determined that it is unlikely that the EEOC will be able to complete its administrative processing within 180 days from the filing of this charge.
- ☒ The EEOC is terminating its processing of this charge.
- ☐ The EEOC will continue to process this charge.

Age Discrimination in Employment Act (ADEA): You may sue under the ADEA at any time from 60 days after the charge was filed until 90 days after you receive notice that we have completed action on the charge. In this regard, the paragraph marked below applies to your case:

- ☐ The EEOC is closing your case. Therefore, your lawsuit under the ADEA must be filed in federal or state court WITHIN 90 DAYS of your receipt of this Notice. Otherwise, your right to sue based on the above-numbered charge will be lost.
- ☐ The EEOC is continuing its handling of your ADEA case. However, if 60 days have passed since the filing of the charge, you may file suit in federal or state court under the ADEA at this time.

Equal Pay Act (EPA): You already have the right to sue under the EPA (filing an EEOC charge is not required.) EPA suits must be brought in federal or state court within 2 years (3 years for willful violations) of the alleged EPA underpayment. This means that backpay due for any violations that occurred more than 2 years (3 years) before you file suit may not be collectible.

If you file suit, based on this charge, please send a copy of your court complaint to this office.

On behalf of the Commission

Enclosures(s)

Director

7/26/2007
(Date Mailed)

cc: KINGSBRIDGE HEIGHTS REHABILITATION
3400-26 Cannon Place
Bronx, NY 10463

Frank & Associates, P.C.
500-BI-County Blvd, Suite 112N
Farmingdale, NY 11735

EEOC Form 161-B (3/98)

U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
NOTICE OF RIGHT TO SUE (ISSUED ON REQUEST)

To: Joycelyn McCalla
3525 Decatur Avenue #1M
Bronx, NY 10467

From: New York District Office
33 Whitehall Street
5th Floor
New York, NY 10004

☐ On behalf of person(s) aggrieved whose identity is
CONFIDENTIAL (29 CFR §1601.7(a))

EEOC Charge No.

EEOC Representative

Telephone No.

16G-2006-03535/10112373

John B. Douglass,
Supervisory Investigator

(212) 336-3765

(See also the additional information enclosed with this form.)

NOTICE TO THE PERSON AGGRIEVED:

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On behalf of the Commission

Spencer H. Lewis, Jr.,
Director

Enclosures(s)

7/26/2007
(Date Mailed)

cc: KINGSBRIDGE HEIGHTS NURSING HOME
3400-28 Cannon Place
Bronx, NY 10463

Frank & Associates, P.C.
500 Bi-County Blvd., Suite 112N
Farmingdale, NY 11735

EEOC Form 161-B (3/98)

U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
NOTICE OF RIGHT TO SUE (ISSUED ON REQUEST)

To: Juan Villalon
2235 Tiebout Avenue Apt. PVT
Bronx, NY 10457

From: New York District Office
33 Whitehall Street
5th Floor
New York, NY 10004

☐ On behalf of person(s) aggrieved whose identity is
CONFIDENTIAL (29 CFR §1601.7(a))

EEOC Charge No.	EEOC Representative	Telephone No.
16G-2006-03854/10112529	John B. Douglass, Supervisory Investigator	(212) 336-3765

(See also the additional information enclosed with this form.)

NOTICE TO THE PERSON AGGRIEVED:

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Spencer H. Lewis, Jr.,
Director

7/26/2007
(Date Mailed)

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3400-28 Cannon Place
Bronx, NY 10463

Frank & Associates, P.C.
510 Bi-County Blvd., Suite 112N
Farmingdale, NY 11735